IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINETH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE SRI JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 17328 of 2004

Between:

Dr. Nettala Raju S/o Prakasam
R/o Bheemavaram West Godavari District

..... PETITIONER

AND

Registrar, A.P. Medical Council, Sultan Bazar, Hyderabad A.P.,

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court will be pleased to issue an appropriate Writ, order or direction, more particularly a Writ of Mandamus, declaring the action of the respondent in not issuing certificate of Registration is illegal, arbitrary, and against the principles of natural justice and consequently direct the respondent to issue Medical Registration Certificate forth wtih

Counsel for the Petitioner:MR.P.RAMABRAHMAM

Counsel for the Respondent : --

The Court made the following ORDER :

Heard learned counsel for the petitioner. None appears for the respondent.

The petitioner prosecuted his M.B.B.S. course and Bio-chemical Medicine in Tamilnadu State and obtained Registration Certificate from Tamilnadu Medical Council, Madras on 17.09.1995. He is native of West Godavari District, Andhra Pradesh and from time to time he worked as Medical Officer in Jangareddygudem, Aswaraopet, Bheemavaram. On an application made by him, for issuance of Registration Certificate, the Registrar, A.P. Medical Council, Sultan Bazar, Hyderabad addressed a letter dated 10.09.2003 to the Registrar, Tamilnadu Medical Council, Madras for issuance of 'No Objection Certificate' to the petitioner within 90 days, failing which, the case of the petitioner would be considered for grant of Medical Registration Certificate of A.P. Medical Council. No reply was received from the Tamilnadu Medical Council in the time prescribed. However, the Registrar, A.P. Medical Council has not granted final Registration Certificate to the petitioner stating that a reply from Tamilnadu Medical Council is awaited. Hence, the petitioner filed the present writ petition stating that the Registration Certificate of Medical Council at Hyderabad is necessary for him to pursue his profession as a Medical Officer.

The grievance of the petitioner is that on an application made by him to the A.P.

Medical Council, Sultan Bazar, Hyderabad, for issuance of Medical Registration Certificate, the Registrar, addressed a letter dated 10.09.2003 to the Registrar, Tamilnadu Medical Council, for issuance of 'No Objection Certificate' by stipulating three months time. After lapse of the said period also, the respondent has not taken any further action on the application made by the petitioner to the A.P. Medical Council, Sultan Bazar, Hyderabad on the ground that a reply from Tamilnadu Medical Council is awaited. In view of the same, the respondent is directed to pass appropriate orders on the application submitted by the petitioner to the A.P. Medical Council, Sultan Bazar, Hyderabad, within a period of two months from the date of receipt of a copy of this order and intimate the same to the petitioner.

The writ petition is disposed of accordingly.

29.09.2004

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To

1. The Registrar, A.P. Medical Council, Sultan Bazar, Hyderabad.

2. Two CD copies.